United States District Court
Southern District of Texas

## **ENTERED**

January 05, 2017
David J. Bradlev, Clerk

## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF TEXAS GALVESTON DIVISION

IN RE: IN THE MATTER OF THE

COMPLAINT OF MAERSK TANKERS,
AS OWNER AND OPERATOR OF THE

M/T CARLA MAERSK, FOR

EXONERATION FROM OR
LIMITATION OF LIABILITY, et al,

Plaintiffs,

VS.

CIVIL ACTION NO. 3:15-CV-106

HOUSTON PILOTS, et al,

Defendants.

## **ORDER**

Pending before the Court is Claimant Houston Pilots' Motion for Summary Judgment. Dkt. 189. Counter-claimants Maersk Tankers ("Maersk") as well as Conti 168 Schiffarts-GMBH & Co. Bulker KG MS and BBG-Bremer Bereederungsgesellschaft mbH & Co. KG ("Conti") responded to the motion (Dkts. 198 and 196, respectively). Houston Pilots replied (Dkt. 205). On August 11, 2016, United States Magistrate Judge John R. Froeschner entered a Report and Recommendation ("R & R"). The R & R recommended granting Houston Pilots' motion for summary judgment and dismissing the counter-claims brought by Maersk and Conti.

Neither Maersk nor Conti objected to the R & R, though they had the opportunity to do so. Because the parties declined to object to the R & R, the Court **ADOPTS** its findings and conclusions. Houston Pilots' Motion for Summary Judgment is therefore **GRANTED**.

It is hereby **ORDERED** that the counter-claims against Houston Pilots (Dkts. 147, 166) are hereby **DISMISSED**.

SIGNED at Galveston, Texas, this 5<sup>th</sup> day of January, 2017.

George C. Hanks Jr.

United States District Judge